

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8267 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

DILIPBHAI CHHANABHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR BR KYADA for Petitioner
MR KT DAVE AGP for Respondent No 1.
MR RA PATEL for Respondent No. 2.

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 29/09/98

ORAL JUDGEMENT

Rule. Service of rule is waived by Mr. KT Dave, learned Assistant Government Pleader appearing for respondent No. 1 and Mr. RA Patel, learned advocate appearing for respondent No. 2.

2. Heard.

3. The petitioner is before this Court challenging the impugned show cause notice dated 14th September, 1998 whereby the petitioner has been asked to show cause why Dholka Nagarpalika should not be superceded under section 263 of the Gujarat Municipalities Act, 1963. Since the petition is at the stage of show cause, same might not be entertained. However, in case the petitioner meet with the order of supercession, such order shall not be implemented for a period of one week from the date of communication of such order. Subject to these directions, this petition is disposed of. Rule is discharged. No order as to cost.

29.9.1998. (M.S.Parikh,J.)

Vyas